

2230 - BARX, LLC
2240 - BARX

Grazing Permit – Part 3
(Reference FSM 2230)

<p>Project Description CONSTRUCTION OF NEW PASTURE DIVISION FENCE Modification for Cooperative Development of Range Improvement on BAR X ALLOTMENT</p>	<p>Permittee Name The Bar X, LLC Permit No. 12083 Modification No. 12083-2011-2 Allotment No. 000061 Improvement No. 561026</p>
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- The Permittee, Arizona Department of Agriculture and the Forest Service will cooperate in accomplishing the following range improvement work:

The Young Ranger District of the Tonto National Forest, in conjunction with the Bar X Allotment permittee, plan to construct approximately five miles of new fence to create a "north" and "south" pasture with Colcord Canyon Allotment on the west and Red Lake Allotment on the east.

The new Range Improvement number is 561026.

Construction Specifications are found on pages 3 and 4. **Please note Site Specific Considerations on Page 5!**

Location of the fence is from T 10 ½ N, R 14 E, Sec. 3 to T 10 N, R 14 E, Sec. 8, roughly following Naegelin Canyon and Forest Road 411. *LIFE EXPECTANCY IS 30 YEARS - RECONSTRUCT IN 2042, DER 11/27/11*

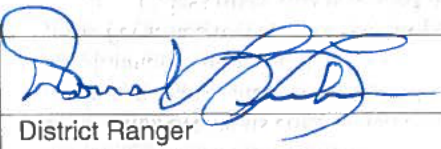

The total estimated cost of this improvement is \$73,698.63

Work covered by this Permit Modification will begin within (no. of months): **1 Month**
and will be completed by (date): **December 31, 2012**

- The Forest Service will contribute:
Permit Modification, cultural and biological clearances, inspection of completed work.
The Forest Service's share represents (percentage) of the total value: 13.5% \$9,949.32
- The Arizona Department of Agriculture (ADA) will contribute:
Reimbursement to Permittee for labor, fuel and materials.
The ADA's share represents (percentage) of the total value: 73% \$53,800.00
- The Permittee will contribute:
Tools, equipment, transportation of materials and supplies to the project area.
- Permittee's share represents (percentage) of the total value: 13.5% \$9,949.31

- Title of improvements constructed or maintained as a result of this modification shall be and remain vested in the United States Government.
- Range improvements constructed or work performed at the Permittee's expense; or reimbursed by ADA, shall not in any way confer on the Permittee's, or ADA's, exclusive use of the improvements or the land where the developments are located.
- If the Permittee receives for use property belonging to the United States, the following provisions apply:
 - Unless otherwise provided in this modification, the Permittee assumes the risk and shall be responsible for and loss thereof or damage thereto except for reasonable wear and tear, and except to the extent such property is consumed in performance of this modification.
 - A written receipt shall be given for all property furnished by the United States. The receipt shall be signed by the Permittee or his authorized representative and countersigned by the Forest Officer.
 - Materials and equipment furnished shall remain the property of the United States.
- This modification makes no provision for exchange of dollars neither between the permittee and the United States, nor between ADA and the United States for the development of the improvement involved.
- The attached pages 3 through 6 are part of this modification as standards, specifications, design and location which must be adhered to in the development and maintenance of this improvement.

11. Any revision in the work to be performed under this modification shall be amended in writing and signed by the parties to this modification and will contain as a minimum the type of work to be performed and the basis for cooperation.
12. The permittee shall keep an itemized record of the actual expense incurred and submit a signed statement of actual expenses in accordance with Clause 3 upon completion of the project work.
13. Failure to fulfill the terms of this modification is a violation of the Permittee's Term Grazing Permit and cause for cancellation and/or suspension of the permit in whole or in part.
14. This modification will cease to be part of the Permittee's Term Grazing Permit upon satisfactory completion and acceptance of the improvement by the Forest Supervisor.

Modification Approval:	Modification Accepted:
	
District Ranger	Permittee or Authorized Agent
Date	Date
NOVEMBER 27, 2011	NOVEMBER 27, 2011
Improvement complete and accepted:	
District Ranger	Date